

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
BERMAN OF CALIFORNIA, OR HIS
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 5682, AS REPORTED
OFFERED BY MR. BERMAN OF CALIFORNIA**

In section 4(d), add at the end the following new paragraph:

1 (5) LIMITATION ON NUCLEAR TRANSFERS TO
2 INDIA.—Notwithstanding any other provision of law,
3 and notwithstanding the entry into force of an
4 agreement for nuclear cooperation with India pursu-
5 ant to section 123 of the Atomic Energy Act of
6 1954 (42 U.S.C. 2153) and approved pursuant to
7 this Act, nuclear transfers to India shall not include
8 source material and special nuclear material (as de-
9 fined in section 11 of such Act (42 U.S.C. 2014))
10 unless the President determines that India—

11 (A) is adhering to a unilateral moratorium
12 on the production of fissile material for nuclear
13 weapons;

14 (B) is adhering to a multilateral morato-
15 rium on the production of fissile material for
16 nuclear weapons; or

17 (C) has signed and is adhering to a multi-
18 lateral treaty prohibiting the production of
19 fissile material for nuclear weapons.